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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

MARYLAND CASUALTY COMPANY, et al.,

Plaintiffs,

vs.

TRANSPORTATION INSURANCE
COMPANY, et al.,

Defendants.

Case No.: 2:08-cv-01040-LRH-LRL

**STIPULATION FOR ENTRY OF
ORDER VACATING SCHEDULE FOR
CROSS-MOTIONS FOR SUMMARY
JUDGMENT AND ORDER**

Plaintiffs Maryland Casualty Co. and Assurance Company of America (collectively "Maryland Casualty") and defendants Transportation Insurance Co., Valley Forge Insurance Co., Continental Insurance Co., and National Fire Insurance Co. of Hartford, as successor by merger to Transcontinental Insurance Co. (collectively the "CNA Servicemark Companies") hereby stipulate to the entry of an order vacating the briefing and hearing schedule for the cross-motions for summary judgment. The current schedule calls for opening briefs to be filed on November 7, 2008, reply briefs on November 21, 2008, and a hearing (if necessary) on December 12, 2008.

Maryland Casualty has moved to remand this action to the state court, which the CNA Servicemark Companies have opposed. A ruling on Maryland Casualty's motion has not yet been issued. Additionally, Maryland Casualty and the CNA Servicemark Companies are discussing an informal exchange of information and a possible stipulation of agreed facts upon which to eventually base cross-motions for summary judgment.

To account for the possibility that this case may be remanded, as well as to allow the parties sufficient time to exchange information and explore the potential for a stipulation to facts to simplify cross-motions for summary judgment, Maryland Casualty and the CNA Servicemark Companies stipulate to the entry of an order vacating the foregoing schedule. A new briefing and hearing schedule may be addressed at a later date.

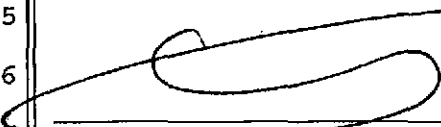
Respectfully submitted,


Date: 11/4/08

MORALES FIERRO & REEVES

Date: 11/4/08

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TRANSPORTATION INSURANCE
COMPANY, an Illinois Corporation; VALLEY
FORGE INSURANCE COMPANY, a
Pennsylvania Corporation, CONTINENTAL
INSURANCE COMPANY, a South Carolina
Corporation; and NATIONAL FIRE
INSURANCE COMPANY of HARTFORD As
Successor by Merger to TRANSCONTINENTAL
INSURANCE COMPANY, sued herein as
TRANSCONTINENTAL INSURANCE
COMPANY

Attorneys for Plaintiffs
MARYLAND CASUALTY COMPANY
and ASSURANCE COMPANY OF
AMERICA

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2 IT IS SO ORDERED.

3 DATED this 6th day of November, 2008.
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6 LARRY R. HICKS
7 UNITED STATES DISTRICT JUDGE
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